

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

PEPSICO, INC., a North Carolina corporation,
and THE CONCENTRATE
MANUFACTURING COMPANY OF
IRELAND, a corporation governed by the laws
of the Republic of Ireland,

Plaintiffs,

v.

R. R. IMPORTACIONES, INC., a New Jersey
corporation, JAMES MARTINEZ, an
individual, and JOHN DOES 1-10,

Defendants.

Civil Action No.: 11-2315(PGS)(ES)

**NOTICE OF VOLUNTARY
DISMISSAL WITHOUT PREJUDICE
AS TO DEFENDANT
JAMES MARTINEZ ONLY**

SO ORDERED: Patricia M. Hughes
DATED: 5/23/11

Please take NOTICE that pursuant to FED. R. Civ. P. 41(a)(1)(A), Plaintiffs Pepsico, Inc.
and The Concentrate Manufacturing Company of Ireland hereby voluntarily dismiss this matter
without prejudice as to Defendant James Martinez ONLY.

GENOVA, BURNS & GIAN TOMASI

s/ John W. Bartlett

JOHN W. BARTLETT
494 Broad Street
Newark, New Jersey 07102
(973) 533-0777

Dated: May 22, 2011

and

**PATTISHALL, McAULIFFE, NEWBURY,
HILLIARD & GERALDSON LLP**
311 South Wacker Drive, Suite 5000
Chicago, Illinois 60606
(312) 554-8000

*Attorneys for Plaintiffs PepsiCo, Inc.,
and The Concentrate Manufacturing Company of Ireland*